

Message Text

UNCLASSIFIED

PAGE 01 STATE 299062

44

ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 SCA-01 JUSE-00 /017 R

DRAFTED BY L/M - HORACE F. SHAMWELL, JR.

APPROVED BY L/M - HORACE F. SHAMWELL, JR.

L - M. SANDLER

JUSTICE - MR. RISTAU (PHONE)

----- 101328

P 191702Z DEC 75

FM SECSTATE WASHDC

TO AMCONSUL FRANKFURT PRIORITY

INFO AMEMBASSY BONN PRIORITY

UNCLAS STATE 299062

E.O. 11652:N/A

TAGS:AFSP, OGEN-LEGAL

SUBJECT: SUIT AGAINST AMERICAN CONSULATE-GENERAL, FRANKFURT
BY FORMER FSLE LOTHAR STANG

1. REFTEL REPORTED RECEIPT NOTICE OF SUIT FILED IN GERMAN
LABOR COURT BY FORMER FSLE STANG. CONGEN REQUESTED DEPART-
MENT GUIDANCE ON APPROPRIATE METHOD OF RETURNING SUMMONS
AND LANGUAGE TO BE USED IN DOING SO.

2. IN DEPARTMENT'S VIEW, SUIT IN QUESTION IS DIRECTED AT
USG, NOT CONGEN. THEREFORE, DEPARTMENT CONCURS IN POSITION
EXPRESSED BY FRG PROTOCOL SECTION THAT COURT BE INFORMED
THAT SERVICE OF SUMMONS ON CONGEN WAS IMPROPER. DEPART-
MENT'S READING OF SOVEREIGN IMMUNITY PRECEDENTS IN
QUESTION IS THAT, IN SUCH AN ACTION, ONLY APPROPRIATE RECI-
PIENT OF SERVICE IS PRINCIPAL DIPLOMATIC REPRESENTATIVE OR
AGENT DESIGNATED TO ACCEPT PROCESS. WITH RESPECT TO
DIPLOMATIC REPRESENTATIVE, ONLY ACCEPTABLE BASIS FOR SERVICE
UPON HIM IS THROUGH DIPLOMATIC CHANNELS. KISSINGER

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 19 DEC 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975STATE299062
Document Source: CORE
Document Unique ID: 00
Drafter: HORACE F. SHAMWELL, JR.
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750442-0036
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19751227/aaaaaxdz.tel
Line Count: 51
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 1
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: KelleyW0
Review Comment: n/a
Review Content Flags:
Review Date: 09 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <09 JUN 2003 by ReddocGW>; APPROVED <04 FEB 2004 by KelleyW0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SUIT AGAINST AMERICAN CONSULATE-GENERAL, FRANKFURT BY FORMER FSLE LOTHAR STANG
TAGS: AFSP, OGEN
To: FRANKFURT
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006